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8                   UNITED STATES DISTRICT COURT  
9                   WESTERN DISTRICT OF WASHINGTON  
10                  AT TACOMA

11                  FLOORING ASSOCIATES, INC.,

12                  Plaintiff,

13                  v.

14                  DESIGN MANUFACTURING  
15                  INTERNATIONAL, LLC., *et al.*,

16                  Defendants.

CASE NO. 2:20-cv-00057-JCC-JRC

ORDER ON RESPONSE TO  
ORDER TO SHOW CAUSE

17         This matter is before the Court on its order to plaintiff to show cause why this matter  
18         should not be dismissed without prejudice as a sanction, as authorized by Federal Rule of Civil  
19         Procedure 37. *See* Dkt. 35, at 9.

20         The undersigned has reviewed the parties' responsive filings and declines to recommend  
21         dismissal of the matter as a sanction at this time. Plaintiff's attorney is reminded of his  
22         obligation to withdraw from representation of a client if his "physical or mental condition  
23         materially impairs the lawyer's ability to represent the client[.]" Washington Rule of

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1 Professional Conduct 1.16(a)(2).

2 Dated this 15th day of March, 2021.

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6 J. Richard Creatura  
7 United States Magistrate Judge

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